IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Pritchard et al.	
Serial No.: Newly Filed Application	Group Art Unit: Newly Filed Application
Filed: 8-28-2003	Examiner: Newly Filed Application
Title: Group B Streptococcal Phage Lysin	,
Attorney Docket No.: P66186US01GP	

Assistant Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

- _X under 37 CFR 1.97(b), or (Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
 - under 37 CFR 1.97(c) together with either a:
 Certification under 37 CFR 1.97(e), or
 - a \$240.00 fee under 37 CFR 1.17(p), or
 - (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
 - under 37 CFR 1.97(d) together with a:
 - __ Certification under 37 CFR 1.97(e), and
 - a petition under 37 CFR 1.97(d)(2)(ii), and
 - a \$130.00 petition fee set forth in 37 CFR 1.17(i)(1).
 - (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)
- _X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there

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may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware.

Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

T. Gregory Peterson Attorney for Applicant Reg. No. 45,587

Telephone No.: 205-521-8084

PTO/SB/08a (06-03)
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Substitute for form 1449A/PTO				Complete if Known		
				Application Number	unknown	
INFORMATION DISCLOSURE				Filing Date	August 29, 2003	
STATEMENT BY APPLICANT		First Named Inventor	David G. Pritchard, Ph.D.			
				Art Unit	unknown	
	(use as many sheets as necessary)		Examiner Name	unknown		
Sheet	_ 1	of	2	Attorney Docket Number	P66186US01GP	

			U.S. PAT	ENT DOCUMENTS	
xaminer nitials*	Cite No.1	Document Number Number Kind Code	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US- 20020058027	May 16, 2002	Nelson, Daniel C.	
		US- 6,432,444	August 13, 2002	Fischetti, et al.	
		US- 6,056,955	May 2, 2000	Fischetti, et al.	
		US- 6,326,002	December 4, 2001	Fischetti, et al.	
		US- 6,406,692	June 18, 2002	Fischetti, et al.	
		US- 6,428,784	August 6, 2002	Fischetti, et al.	
		US- 6,083,684	July 4, 2000	Gasson	
		US- 6,017,528	January 25, 2000	Fischetti, et. al.	
		US- 5,997,862	December 7, 1999	Fischetti, et al.	
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FOREIGN PATENT DOCUMENTS									
Examiner Initials	Cite No.1	Office ³	Foreign Patent Do Number ⁴	Kind ⁵	Publication Date MM-DD-YYYY	Ap	Name of Patentee or oplicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
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This collection of information is required by 37 CFR 197 and 1.88. The information is required to obtain or makin a benefit by the putPiO to process) an application. Confidentiality is governed by 38 Disc. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggesterion for reducing this burden, should be sent to the CFM information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TOT. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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		Application Number	unknown			
INFORMATION DISCLOSURE			SCLOSURE	Filing Date	August 29, 2003	
STATEMENT BY APPLICANT		First Named Inventor	David G. Pritchard, Ph.D.			
		Group Art Unit	unknown			
	(use as many	sheets	as necessary)	Examiner Name	unknown	
Sheet	2	of	2	Attorney Docket Number	P66186US01GP	_

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS						
Examiner Initials	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²			
		LAURENCE B. GIVNER, MD. Invasive Disease Due to Group A-ß Hemolytic Streptococci: Continued Occurence in Children in North Carolina, April, 1998 Southern Medical Journal, Vol. 91, No. 4				
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Examiner Signature	/Brian Gangle/	Date Considered	01/28/2009

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